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10/606,284	06/25/2003	Pauli Seppinen	944-003.151-1	3300
4955 7590 12/04/2009 WARE FRESSOLA VAN DER SLUYS & ADOLPHSON, LLP BRADFORD GREEN, BUILDING 5 755 MAIN STREET, P O BOX 224 MONROE, CT 06468				
EXAMINER				
YUN, EUGENE				
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary**Application No.**

10/606,284

Applicant(s)

SEPPINEN ET AL.

Examiner

EUGENE YUN

Art Unit

2618

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 17 August 2009.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-22 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-22 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/CD)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____

DETAILED ACTION

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-22 are rejected under 35 U.S.C. 103(a) as being unpatentable over Bridgelall (US 6,717,516) in view of Gunnarsson (WO 01/39103).

Referring to Claim 1, Bridgelall teaches a dual mode transceiver, comprising:

A mixer; and

A controller configured to adapt the transceiver to operate in two modes operating either as a radio frequency (RF) tag reader 44 (fig. 2) or as a Bluetooth transceiver 42 (fig. 2) by changing its reception and transmission capabilities of the transceiver (see col. 5, lines 1-15).

Bridgelall does not teach controlling the mixer to operate in both of the two modes, wherein the mixer is usable for said transceiver operating as said RF tag reader or said Bluetooth transceiver. Gunnarsson teaches controlling the mixer to operate in both of the two modes (see mixer 27 of fig. 2 and pg. 5, lines 22-26 (RFID) as well as pg. 6, lines 4-7 (BT)) wherein the mixer is usable for said transceiver operating as said RF tag reader or said Bluetooth transceiver (see pg. 6, lines 4-7 noting that the same mixer 27 is integrated in the Bluetooth unit meaning that the same mixer is used for both Bluetooth and RFID functions). Therefore, it would have been obvious to one of ordinary

skill in the art at the time the invention was made to provide the teachings of Gunnarsson to said device of Bridgelall in order to reduce the cost and hassle of carrying two separate devices.

Referring to Claim 2, Bridgelall also teaches said Bluetooth transceiver is useable as a transceiver for a 2.4 gigahertz industrial, scientific and medical band radio frequency tag reader system (see col. 5, lines 1-15).

Referring to Claim 3, Bridgelall also teaches an integrated circuit (see 58 in fig. 2).

Referring to Claim 4, Bridgelall also teaches a mobile terminal (fig. 1).

Referring to Claim 5, Bridgelall teaches a radio device having a radio receiver and a radio transmitter wherein operability of said device is in two modes (see col. 5, lines 1-15), wherein said device is configured to operate in a Bluetooth mode 42 (fig. 2) and a radio frequency (RF) tag reader mode 44 (fig. 2), said radio receiver and said radio transmitter comprising a single transceiver that is operable as a Bluetooth transceiver in said Bluetooth mode and an RF tag reader in said RF tag reader mode by control of its reception and transmission capabilities (see col. 5, lines 1-15).

Bridgelall does not teach using a single antenna in an RF tag reader mode or Bluetooth mode by control of a same mixer of said receiver or of said transmitter to operate said same mixer in both of the two modes. Gunnarsson teaches using a single antenna in an RF tag reader mode or Bluetooth mode (see pg. 5, lines 4-10 where the antenna is 25 in fig. 2) by control of a same mixer of said receiver or of said transmitter to operate said same mixer in both of the two (see mixer 27 of fig. 2 and pg. 5, lines 22-

26 (RFID) as well as pg. 6, lines 4-7 (BT) and pg. 6, lines 4-7 noting that the same mixer 27 is integrated in the Bluetooth unit meaning that the same mixer is used for both Bluetooth and RFID functions). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to provide the teachings of Gunnarsson to said device of Bridgelall in order to reduce the cost and hassle of carrying two separate devices.

Referring to Claim 6, Bridgelall also teaches said operability of said radio device in either mode is by using said radio receiver and said radio transmitter (see col. 5, lines 1-15).

Referring to Claim 7, Bridgelall also teaches said radio device incorporated in a device having additional device functionality (see col. 5, lines 29-46).

Referring to Claim 8, Bridgelall also teaches the device in which said radio device is incorporated comprising a mobile telephone (see 24, 26, and 28 in fig. 1).

Referring to Claim 9, Bridgelall also teaches said radio device installed in a mobile telephone (see 24, 26, and 28 in fig. 1).

Referring to Claim 10, Bridgelall teaches an apparatus comprising a transceiver including a radio receiver 38 and 34 (fig. 2), and a radio transmitter 38 and 34 (fig. 2), and further comprising a signal processor 50 (fig. 2), wherein the radio receiver is responsive to an incoming analog radio signal for providing a down converted and modulated signal to said signal processor, wherein the radio transmitter is responsive to an output signal from said signal processor for transmission as an outgoing analog radio signal (see col. 6, lines 37-60), said apparatus further comprising a controller for

controlling said apparatus in two modes, a first mode for operating as a Bluetooth device and a second mode for operating as a radio frequency (RF) tag reader (see col. 6, lines 60-67 and col. 7, lines 1-3), wherein said radio receiver and said radio transmitter comprises a single transceiver that is configured to operate as an RF tag reader or as a Bluetooth transceiver (see col. 5, lines 1-15).

Bridgelall does not teach using a single antenna in an RF tag reader mode or Bluetooth mode by control of a same mixer of said receiver or of said transmitter to operate said same mixer in both of the two modes. Gunnarsson teaches using a single antenna in an RF tag reader mode or Bluetooth mode (see pg. 5, lines 4-10 where the antenna is 25 in fig. 2) by control of a same mixer of said receiver or of said transmitter to operate said same mixer in both of the two (see mixer 27 of fig. 2 and pg. 5, lines 22-26 (RFID) as well as pg. 6, lines 4-7 (BT) and pg. 6, lines 4-7 noting that the same mixer 27 is integrated in the Bluetooth unit meaning that the same mixer is used for both Bluetooth and RFID functions). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to provide the teachings of Gunnarsson to said device of Bridgelall in order to reduce the cost and hassle of carrying two separate devices.

Referring to Claim 11, Bridgelall teaches a control for controlling a radio device in two modes, a first mode for operating as a Bluetooth transceiver 42 (fig. 2) and a second mode to operating as a radio frequency (RF) tag reader 44 (fig. 2) wherein said radio device comprises a single transceiver controlled by said control to operate as said

RF tag reader or as said Bluetooth transceiver by changing its reception and transmission capabilities (see col. 5, lines 1-15).

Bridgelall does not teach controlling the mixer to operate in both of the two modes, wherein the mixer is usable for said transceiver operating as said RF tag reader or said Bluetooth transceiver. Gunnarsson teaches controlling the mixer to operate in both of the two modes (see mixer 27 of fig. 2 and pg. 5, lines 22-26 (RFID) as well as pg. 6, lines 4-7 (BT)) wherein the mixer is usable for said transceiver operating as said RF tag reader or said Bluetooth transceiver (see pg. 6, lines 4-7 noting that the same mixer 27 is integrated in the Bluetooth unit meaning that the same mixer is used for both Bluetooth and RFID functions). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to provide the teachings of Gunnarsson to said device of Bridgelall in order to reduce the cost and hassle of carrying two separate devices.

Referring to Claim 12, Bridgelall also teaches means for communicating with a radio access network over a radio interface (see 214 of fig. 4).

Referring to Claim 13, Bridgelall also teaches a signal processor 50 (fig. 2) and a mobile telephone transceiver 28 (fig. 1).

Referring to Claim 14, Bridgelall teaches a method comprising:

Switching a mode of a single transceiver able to operate as a radio frequency (RF) tag reader 44 (fig. 2) in one mode and as a Bluetooth transceiver 42 (fig. 2) in another mode (see col. 5, lines 1-15).

Bridgelall does not teach using a single antenna in an RF tag reader mode or Bluetooth mode by control of a same mixer of said receiver or of said transmitter to operate said same mixer in both of the two modes. Gunnarsson teaches using a single antenna in an RF tag reader mode or Bluetooth mode (see pg. 5, lines 4-10 where the antenna is 25 in fig. 2) by control of a same mixer of said receiver or of said transmitter to operate said same mixer in both of the two (see mixer 27 of fig. 2 and pg. 5, lines 22-26 (RFID) as well as pg. 6, lines 4-7 (BT) and pg. 6, lines 4-7 noting that the same mixer 27 is integrated in the Bluetooth unit meaning that the same mixer is used for both Bluetooth and RFID functions). Therefore, it would have been obvious to one of ordinary skill in the art at the time the invention was made to provide the teachings of Gunnarsson to said device of Bridgelall in order to reduce the cost and hassle of carrying two separate devices.

Referring to Claim 15, Bridgelall also teaches said single transceiver is both for interrogating an RF tag and for participating in a Bluetooth piconet (see col. 5, lines 1-15).

Referring to Claim 16, Bridgelall also teaches a single transceiver and single antenna for use in a mobile telephone 28 (fig. 1) and operating a mobile telephone transceiver of said mobile telephone over a radio interface to a radio access network (see 214 of fig. 4).

Referring to Claim 17, Gunnarsson also teaches a single antenna is useable for said transceiver operating as said radio frequency tag reader or as said Bluetooth transceiver (see pg. 5, lines 4-10 where the antenna is 25 in fig. 2).

Referring to Claim 18, Gunnarsson also teaches said single transceiver is configured to operate with a single antenna when operating as said radio frequency tag reader or as said Bluetooth transceiver (see pg. 5, lines 4-10 where the antenna is 25 in fig. 2).

Referring to Claim 19, Gunnarsson also teaches said controller is configured to control the at least one mixer to operate with a different gain and bias current according to mode of operation as a radio frequency tag reader or as a Bluetooth transceiver (see pg. 5, line 22 to pg. 6, line 7).

Referring to Claim 20, Gunnarsson also teaches said controller is configured to control the at least one mixer to operate with a different gain and bias current in said first mode than in said second mode (see pg. 5, line 22 to pg. 6, line 7).

Referring to Claim 21, Gunnarsson also teaches said control is configured to control the at least one mixer to operate with a different gain and bias current in said first mode than in said second mode (see pg. 5, line 22 to pg. 6, line 7).

Referring to Claim 22, Gunnarsson also teaches said adapting said at least one mixer of said single transceiver to operate in both modes comprises adapting a first selected gain and bias current in said one mode and a second selected gain and bias current in said other mode (see pg. 5, line 22 to pg. 6, line 7).

Response to Arguments

3. Applicant's arguments filed 4/16/2009 have been fully considered but they are not persuasive.

The applicant argues that the mixer 27 in the Gunnarsson reference is only used for the RFID mode and not the Bluetooth mode. While that may be true in one embodiment, the examiner pointed to another section in the reference in the previous action to clearly show that the same mixer 27 can also be used in the Bluetooth mode. Lines 4-5 of pg. 6 state that "the mixer 27 is included in the standard circuits of the Bluetooth radio...", which clearly proves that the same mixer can also be used in the Bluetooth mode in another embodiment of the invention. Because the examiner showed that the mixer 27 is used in both RFID and Bluetooth modes, and also since the claims do not state specifically how the mixer is used, the examiner stands by the combination of the Bridgelall and Gunnarsson references to read on the claims.

Conclusion

4. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to EUGENE YUN whose telephone number is (571)272-7860. The examiner can normally be reached on 9:00am-6:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Duc Nguyen can be reached on (571)272-7503. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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